Court No. 1

Civil Misc. Writ Petition No. 3148 of 2001(S/S).

Sanjay Kumar …….. Petitioner

VERSUS

State of Uttaranchal & 3 Ors……. Respondents.

Hon'ble P.C. Verma, J.

Notices have been accepted by learned Chief Standing Counsel on behalf of respondents.

Heard learned counsel for the petitioner and the learned counsel for the State.

Petitioner was initially appointed as Assistant Teacher in the pay-scale of Rs. 1400-2300/- on 18.11.1998 and on 17.6.1999 his appointment was cancelled and the services of the petitioner were terminated. The petitioner was again appointed after a day of his termination. Now the petitioner is working till date. The subsequent appointment of the petitioner itself indicate that initial appointment of the petitioner was not illegal.

Therefore, one day break shall be ignored for the purpose of seniority and other benefits in service.

The petitioner further submits that he has not been paid salary and his representation is pending regarding payment of salary to him. The respondents are directed to decide the representation of the petitioner regarding payment of salary within one month from the date of production of a certified copy of this order.

With the aforesaid observation, the writ petition is disposed of.

P.C. Verma, J.

14.6.2001.
P.Singh